

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF NEW YORK  
UTICA DIVISION**

JENNIFER ROSSMAN,  
*individually and on behalf of all similarly  
situated individuals,*

Plaintiff,

v.

DOLLAR GENERAL CORPORATION,

and

DOLGENCORP OF NEW YORK, INC,

Defendants.

CIVIL ACTION

Case No. 6:18-cv-00573-FJS-TWD

**ORAL ARGUMENT REQUESTED**

**NOTICE OF DEFENDANTS DOLLAR GENERAL CORPORATION AND  
DOLGENCORP OF NEW YORK, INC.'S MOTION TO DISMISS  
THE AMENDED COMPLAINT**

PLEASE TAKE NOTICE that pursuant to Rule 7.1 of the Local Rules for the Northern District of New York, Defendants Dollar General Corporation of New York ("Dollar General") and Dolgencorp of New York, Inc. ("Dolgen"), (collectively, "Defendants"), by the accompanying Declaration of Philip A. Goldstein, dated July 5, 2018, with supporting exhibit; the accompanying Memorandum of Law; and on all prior pleadings and proceedings heretofore had herein, on Friday, August 24, 2018 at 10:00 a.m. or as soon thereafter as counsel may be heard, will move this Court, before the Honorable Frederick J. Scullin, Jr., Senior U.S. District Judge, at the United States District Court for the Northern District of New York, James T. Foley U.S. Courthouse, 445 Broadway, Albany, NY 12207, for an Order pursuant to Fed. R. Civ. P. 12(b)(1) and 12(b)(6) dismissing Plaintiff's Amended Complaint, and for such other, further or different relief as the Court deems just and proper.

PLEASE TAKE FURTHER NOTICE that answering papers, if any, shall be filed and served by August 7, 2018. Reply papers, if any, shall be filed and served by August 13, 2018.

Dated: July 5, 2018

Respectfully submitted,

/s/Philip A. Goldstein

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